GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Lands – Constitution of a Committee to consider the grievances of the persons affected by the Notifications under Section 22-A of Registration Act, 1908 regarding registration of prohibitory lands as per the orders dt.23-12-2015 of the Hon'ble High Court in W.A.Nos.232/2012, 352/2013 and 343/2015 and batch cases – Orders - Issued.

REVENUE (ASSN.I) DEPARTMENT

G.O.MS.No. 300 Dated: 05-07-2016
Read :

Orders of the Hon'ble High Court in W.A.Nos.232/2012, 352/2013 and 343/2015 and batch cases, dated. 23-12-2015

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O R D E R:

Several Wit Petitions have been filed by the persons assailing inaction of the Registering Authorities in receiving, registering and delivering the documents presented for registration in exercise of the powers under Section 22-A of the Registration Act, 1908. The Learned Single Judges disposed of the W.Ps. with various directions in the matter.

2. Government have filed Writ Appeals No.232/2012, 352/2013 and 343/2015 in the matter. The Division Bench of Hon'ble High Court in its orders dt.23.12.2015 in the above W.As. has pronounced judgement (Common Order) in the matter. The operative portion of the Judgement made in para 35.1 is extracted below.

"35.1 *Further, as noticed earlier the State Government is empowered either suo-motu or on application to consider the grievances against inclusion of any property in the prohibitory list under Section 22-A of Registration Act and is also empowered to de-notify either in full or in part the notification issued under sub-section(2). In our opinion, the Redressal mechanism is available only with respect to notifications published relating to the properties falling under clause(e) of Section 22-A. Hence any grievance of the parties with reference to the properties covered by clauses (a) to (d) will have to be questioned by the aggrieved parties only by appropriate proceedings before a competent Court and the adjudication by such Court would be final. Further, so far as notified properties falling under clause(e) are concerned, the redressal mechanism under sub-section(4) of Section 22-A would be able to effectively address the grievance provided the mechanism there under is effective, expenditure, fair and judicious. Thus, in order to make an effective Redressal mechanism, we deem it appropriate to direct the respective Governments of both the states to constitute a Committee or establish a Forum within time frame, may be comprising of Principal Secretary of Revenue, Director of Survey and Land Records and a retired Judicial Officer of the rank of a District Judge which shall meet periodically to consider the grievances of the persons affected by the notifications. The Committee shall be empowered to examine relevant records and then pass a reasoned order either accepting or rejecting the grievance by either confirming/ deleting/ modifying any such property from the notified list of properties. In our view, such orders passed by the Committee shall be binding on the State as well as on the aggrieved person and in the event of any of them being aggrieved thereby, they shall have to approach a Competent Court of Law for redressal of their grievance."*

Contd. …

3. Accordingly, Government after considering the above orders of the Hon'ble High Court in WA No.232/2012, 352/2013 and 343 of 2015 dt.23.12.2015, hereby constitute the following Committee to meet periodically to consider the grievances of the persons affected by the Notifications under Section 22-A of Registration Act, 1908 regarding registration of prohibitory lands.

Sl.No.	Designation of the Member	
(1)	(2)	(3)
(1)	The Special Chief Secretary & Chief Commissioner of Land Administration, A.P.	Chairman
(2)	Retired Judicial Officer of the rank of a District Judge.	Member
(3)	The Commissioner of Survey, Settlement & Land Records.	Member-Convenor

4. The Special Chief Secretary & Chief Commissioner of Land Administration, A.P., the Commissioner of Survey, Settlement & Land Records, A.P, the Director & I.G., Registration & Stamps, A.P., and the District Collectors shall take further necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.C. SHARMA,
SPECIAL CHIEF SECRETARY TO GOVERNMENT.

To
The Spl.C.S. & Chief Commissioner of Land Administration, A.P., Hyderabad.
The Commissioner of Survey, Settlement & Land Records, A.P, Hyderabad.
The Director & I.G., Registration & Stamps, A.P., Hyderabad.
All the District Collectors.
Copy to:
The Administrative Officer, O/o. the Learned Advocate General, A.P.,
High Court Buildings, Hyderabad.
Law Department
P.S. to Spl.C.S. to Hon'ble C.M.
O.S.D. to Hon'ble Deputy C.M. (Revenue).
P.S. to Chief Secretary.
P.S. to Special Chief Secretary to Govt., Revenue (Lands) Dept.
All Assignment Sections in Revenue Department.
SF/SC.

// Forwarded :: By order //

SECTION OFFICER.